

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. ENDIUS.SCP1C9	APPLICATION NO. Unknown 10/713 820
INFORMATION DISCLOSURE STATEMENT BY APPLICANT		
(USE SEVERAL SHEETS IF NECESSARY)		
APPLICANT Thomas W. Davison et al.		
FILING DATE Herewith	GROUP 3734 3734	

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
✓	1	1,170,324	2/1916	Pomerene			
	2	3,044,461	7/1962	Murdock			
	3	3,503,398	3/1970	Fogarty et al.			
	4	3,789,852	2/1974	Kim et al.			
	5	4,449,532	5/22/84	Storz			
	6	4,451,256	5/29/84	Weigl et al.			
	7	4,545,374	10/8/85	Jacobson			
	8	4,601,713	7/1986	Fuqua			
	9	4,716,901	1/1988	Jackson et al.			
	10	4,863,133	9/5/89	Bonnell			
	11	4,899,729	2/1990	Gill et al.			
	12	4,984,564	1/15/91	Yuen			
	13	4,921,478	5/1990	Solano et al.			
	14	5,139,511	8/1992	Gill et al.			
	15	5,163,949	11/1992	Bonutti			
	16	5,190,561	3/1993	Graber			
	17	5,196,023	3/1993	Martin			
	18	5,197,971	3/1993	Bonutti			
	19	5,295,994	3/22/94	Bonutti			
	20	5,312,417	5/1994	Wilk			
	21	5,313,962	5/1994	Obenchain			
	22	5,354,302	10/1994	Ko			
	23	5,370,647	12/1994	Graber et al.			
	24	5,370,659	12/1994	Sakashita			
	25	5,417,203	5/1995	Tovey et al.			
	26	5,439,464	8/8/95	Shapiro			
	27	5,443,479	8/1995	Bressi, Jr.			
	28	5,454,365	10/3/95	Bonutti			

EXAMINER (U)	DATE CONSIDERED 9/17/06
*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.	

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (USE SEVERAL SHEETS IF NECESSARY)		APPLICANT Thomas W. Davison et al.	
		FILING DATE Herewith	GROUP 3731

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
UN	29	5,490,819	2/1996	Nicholas et al.			
	30	5,529,571	6/1996	Daniel			
	31	5,601,590	2/11/97	Bonutti et al.			
	32	5,667,520	9/1997	Bonutti			
	33	5,690,606	11/1997	Slotman			
	34	5,707,359	1/1998	Bufoalini			
	35	5,762,629	6/1998	Kambin			
	36	5,782,919	7/1998	Zdeblick et al.			
	37	5,792,044	8/1998	Foley et al.			
	38	5,795,289	8/1998	Wytenbach			
	39	5,827,319	10/1998	Carlson et al.			
	40	5,851,214	12/1998	Larsen et al.			
	41	5,8654,802	2/2/99	Yoon et al.			
	42	5,902,231	5/1999	Foley et al.			
	43	5,954,635	9/1999	Foley et al.			
	44	5,961,499	10/1999	Bonutti et al.			
	45	5,976,161	11/1999	Kirsch et al.			
	46	5,997,508	12/1999	Lunn et al.			
	47	6,120,437	09/19/00	Yoon et al.			
	48	6,126,671	10/2000	Richards et al.			
	49	6,152,871	11/2000	Foley et al.			
	50	6,162,236	12/2000	Osada			
	51	6,171,299 B1	1/2001	Bonutti			
	52	6,187,000	2/13/01	Davison et al.			
	53	6,312,443 B1	11/2001	Stone			
	54	6,338,730 B1	1/2002	Bonutti et al.			
	55	6,358,266 B1	3/2002	Bonutti			
6	56	6,371,968 B1	4/16/02	Kogasaka			

EXAMINER	(UN)	DATE CONSIDERED	9/17/02
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		FILING DATE Herewith	GROUP 2791

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
UN	57	6,524,320	2/25/03	DiPoto			
	58	6,383,195 B1	5/2002	Richard			
	59	6,494,893 B2	12/2002	Dubrul et al.			
	60	2002/0002360 A1	1/2002	Orth et al.			
	61	2003/0009130 A1	1/2003	Stecker et al.			
	62	2003/0014068 A1	1/16/03	Bonutti			

FOREIGN PATENT DOCUMENTS									
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION		
							YES	NO	
UN 1	63	WO 95/22285	8/1995	PCT		2	2		
	64	EP 0807415 A2	19/11/97	EPO					
	65	WO 01/54560 A2	2/8/01	PCT					

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)	
UN	66	"Minimally Invasive Update on Danek" Endius Marketing Bulletin, Atavi Atraumatic Spine Fusion System (2002)
	67	"How do I decompress using Atavi System?" Endius Marketing Bulletin, Atavi Atraumatic Spine Fusion System (2002)
	68	"A Minimally Invasive Technique for Decompression of the Lumbar Spine", Guiot, Bernard H., M.D., Khoo, Larry T., M.D., Fessler, Richard G., M.D., Ph.D., <i>SPINE</i> , 27, 4: 432-438, 2002
	69	"Minimal Access Spinal Technologies", Medtronic Sofamor Danek, <i>Orthopedics Today</i> , 1-20, 2002
	70	"Percutaneous pedicle screw fixation of the lumbar spine", Foley, Kevin T., M.D., Gupta, Sanjay K., M.D., Justis, Jeff R., B.S., Sherman, Michael C., M.S., <i>Neurosurg Focus</i> , 10: 1-8, 2001
	71	<i>METRx Microdiscectomy Surgical Technique</i> , Medtronic Sofmor Danek, 2001 as described by: Donald L. Hilton, Jr., M.D., F.A.C.S. and Sylvain Palmer, M.D., F.A.C.S.
	72	"The Next Step in Minimally Invasive Discectomy Utilizing The Operating Microscope", Medtronic Sofamor Danek, <i>METRx MicroDiscectomy System</i> , 2000
	73	"An Evolution in Minimally Invasive Spine Surgery", Medtronic Sofamor Danek, <i>METRx MicroEndoscopic Discectomy</i> , 1999
	74	"Endoscopic Transforaminal Lumbar Discectomy and Reconfiguration: A Postero-lateral Approach into the Spinal Canal" by Ditworth, David A., M.D., <i>Surg Neurol</i> , 49: 588-598 (1998)
	75	"Arthroscopic Lumbar Intervertebral Fusion" by Kambin, Adult Spine: Principles and Practice, pgs. 2037-2046 (1997)

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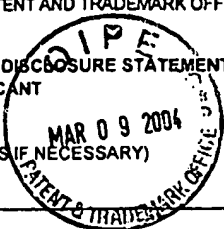
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		FILING DATE Herewith	GROUP 3791

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)
UN	76 "Arthroscopic Techniques for Spinal Surgery" by Kambin, Operative Arthroscopy, Second Edition, pgs. 1215-1225 (1996)
	77 "Diagnostic and Therapeutic Spinal Arthroscopy" by Kambin, Neurosurgery Clinics of North America, Vol. 7, No. 1, pgs. 65-76 (1/1996)
	78 "The Role of Minimally Invasive Surgery in Spinal Disorders" by Kambin, Advances in Operative Orthopaedics, Vol. 3, pgs. 147-171 (1995)
	79 "Pedicle Screw Placement With Intraosseous Endoscopy", Stauber, Martin H., M.D., Bassett, George S., M.D., SPINE, 19, 1: 57-61, 1994
	80 "Arthroscopic Microdisectomy" by Kambin, Mount Sinai J. of Medicine, Pgs. 159-164 (3/1991)
	81 "Arthroscopic Lumbar Interbody Fusion", Kambin, Parviz, Publisher Unknown, Chapter 77, 1055-1066, Date Unknown
	82 "Posterolateral Percutaneous Lumbar Interbody Fusion", Kambin, Parviz, Publisher Unknown, Chapter 9:117-121, Date Unknown

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT		APPLICANT Thomas W. Davison et al.	
(USE SEVERAL SHEETS IF NECESSARY)		FILING DATE November 14, 2003	GROUP 3732



U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
UV	1	4,573,448	3/86	Kambin	128	1	
	2	5,395,317	3/95	Kambin	604	51	
	3	6,175,758	1/91	Kambin	600	426	
	4	6,361,488	3/02	Davison et al.	600	102	
	5	2003/0040656 A1	2/03	Pagliuca et al.	600	102	
	6	6,530,880	3/03	Pagliuca	600	102	
	7	6,530,926	3/03	Davison	606	61	
	8	2003/0073998 A1	4/03	Pagliuca et al.	606	61	
	9	2003/0153911 A1	8/03	Shluzas	606	61	
	10	2003/0153927A1	8/03	DiPoto et al.	606	108	
	11	2003/0167058 A1	9/03	Shluzas	606	61	
	12	6,648,888 B1	11/03	Shluzas	606	61	
	13	6,652,553	11/03	Davison et al.	606	190	
	14	2003/0236529 A1	12/03	Shluzas et al.	606	105	

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)	
UV	15	Co-pending U.S. Application No. 10/440,231, filed 5/16/03, titled Cannula for receiving surgical instruments, and assigned to the assignee of this application.
	16	Co-pending U.S. Application No. 10/441,319, filed 5/16/03, titled Cannula for receiving surgical instruments, and assigned to the assignee of this application.
	17	Co-pending U.S. Application No. 10/440,002, filed 5/16/03, titled Cannula for receiving surgical instruments, and assigned to the assignee of this application.
	18	Co-pending U.S. Application No. 10/440,278, filed 5/16/03, titled Cannula for receiving surgical instruments, and assigned to the assignee of this application.
	19	Co-pending U.S. Application No. 10/439,979, filed 5/16/03, titled Cannula for receiving surgical instruments, and assigned to the assignee of this application.
	20	Co-pending U.S. Application No. 10/439,385, filed 5/16/03, titled Cannula for receiving surgical instruments, and assigned to the assignee of this application.
	21	Co-pending U.S. Application No. 10/435,730, filed 5/9/03, titled Method for performing a surgical procedure and a cannula for use in performing the surgical procedure, and assigned to the assignee of this application.

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(USE SEVERAL SHEETS IF NECESSARY)		FILING DATE November 14, 2003	GROUP 3732

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)
UP	22 Co-pending U.S. Application No. 10/686,063, filed 10/15/03, titled Cannula for receiving surgical instruments, and assigned to the assignee of this application.
	23 Co-pending U.S. Application No. 10/686,154, filed 10/15/03, titled Method of securing vertebrae, and assigned to the assignee of this application.
	24 Co-pending U.S. Application No. 10/678,744, filed 10/02/03, titled Minimally invasive access device and method, and assigned to the assignee of this application.
	25 Co-pending U.S. Application No. 10/658,736, filed 9/9/03, titled Methods and apparatuses for treating the spine through an access device, and assigned to the assignee of this application.
	26 Co-pending U.S. Application No. 09/772,605, filed 1/30/01, titled Method for performing a surgical procedure and a cannula for use in performing the surgical procedure, and assigned to the assignee of this application.
	27 Amendment to U.S. Application No. 09/772,605, filed 1/30/01, Office Action dated 10/31/03, Response to Office Action filed 2/2/04.

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EXAMINER	(W)	DATE CONSIDERED	9/17/06
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**SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Multiple sheets used when necessary)

SHEET 1 OF 4

Application No.	10/713,820
Filing Date	November 14, 2003
First Named Inventor	Thomas Davison et al.
Art Unit	3731
Examiner	Vi X. Nguyen
Attorney Docket No.	ENDIUS.5CPIC9

U.S. PATENT DOCUMENTS

Examiner's Initials	Cite No.	Document Number Number - Kind Code (if known) Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
UN	1	4,611,594	09-16-1986	Grayhack et al.	
	2	4,617,929	10-21-1986	Gill	
	3	4,817,587	04-04-1989	Janese	
	4	4,819,620	04-11-1989	Okutsu	
	5	4,921,478	05-01-1990	Solano et al.	
	6	5,131,382	07-01-1992	Meyer	
	7	5,139,499	08-18-1992	Small et al.	
	8	5,171,279	12-15-1992	Mathews	
	9	5,195,541	03-23-1993	Obenchain	
	10	5,224,680	07-06-1993	Greenstein et al.	
	11	5,232,443	08-01-1993	Leach	
	12	5,279,564	01-18-1994	Taylor	
	13	5,287,845	02-22-1994	Faul et al.	
	14	5,472,426	12-05-1995	Bonati et al.	
	15	5,484,437	01-16-1996	Michelson	
	16	5,489,307	02-06-1996	Kuslich et al.	
	17	5,520,607	05-28-1996	Frassica et al.	
	18	5,556,376	09-01-1996	Yoon	
	19	5,571,072	11-05-1996	Kronner	
	20	5,575,754	11-19-1996	Konomura	
	21	5,601,690	02-11-1997	Gauld et al.	
	22	5,643,282	07-01-1997	Kieturakis	
	23	5,649,902	07-01-1997	Yoon et al.	
	24	5,817,062	10-06-1998	Flom et al.	
	25	6,254,628	07-03-2001	Wallace et al.	
	26	6,306,170 B2	10-23-2001	Ray	
	27	6,497,654	12-24-2002	Leonard et al.	
	28	6,564,078	05-13-2003	Marino et al.	
6	29	6,589,225 B2	07-08-2003	Orth et al.	

Examiner Signature

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Date Considered

9/17/06

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(Multiple sheets used when necessary)	Examiner	Vi X. Nguyen
SHEET 2 OF 4	Attorney Docket No.	ENDIUS.5CP1C9

U.S. PATENT DOCUMENTS					
Examiner Initials	Cite No.	Document Number Number - Kind Code (if known) Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
✓	30	6,652,553 B2	11-25-2003	Davison et al.	
	31	6,800,084	10-05-2004	Davison et al.	
	32	6,811,558	11-02-2004	Davison et al.	
	33	6,837,891	01-04-2005	Davison et al.	
	34	2001/0011170 A1	08-02-2001	Davison et al.	
	35	2001/0049498 A1	12-06-2001	Davison et al.	
	36	2003/0083688 A1	05-01-2003	Simonson	
	37	2003/0083689 A1	05-01-2003	Simonson	
	38	2003/0139648 A1	07-24-2003	Foley et al.	
	39	2003/0191371 A1	10-09-2003	Smith et al.	
	40	2003/0195405 A1	10-16-2003	Marino et al.	
	41	2003/0195493 A1	10-16-2003	Davison et al.	
	42	2003/0195549 A1	10-16-2003	Davison et al.	
	43	2003/0195550 A1	10-16-2003	Davison et al.	
	44	2003/0195551 A1	10-16-2003	Davison et al.	
	45	2003/0199871 A1	10-23-2003	Foley et al.	
	46	2003/0199885 A1	10-23-2003	Davison et al.	
	47	2004/0059339 A1	03-25-2004	Roehm, III et al.	
	48	2004/0078051 A1	04-22-2004	Davison et al.	
	49	2004/0093002 A1	05-13-2004	Davison et al.	
	50	2004/0097907 A1	05-20-2004	DiPoto	
	51	2004/0098012 A1	05-20-2004	Davison et al.	
	52	2004/0133201 A1	07-08-2004	Shluzas et al.	
	53	2004/0236317 A1	11-25-2004	Davison	
	54	2005/0075540 A1	04-07-2005	Shluzas et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No.	Foreign Patent Document Country Code-Number-Kind Code Example: JP 1234567 A1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T ¹

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SHEET 3 OF 4	Attorney Docket No.	ENDIUS.SCP1C9

FOREIGN PATENT DOCUMENTS

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✓	55	AU-A-13672/95	09-14-1995	Spinecare Medical Group		
	56	EP 0 528 562 A2	02-24-1993	SMITH & NEPHEW DYONICS INC		
	57	EP 0 807 415 A3	08-12-1998	Olympus Optical Co., Ltd.		
	58	EP 0 980 677 A1	02-23-2000	Endius Inc.		
	59	EP 1 305 077 A1	05-02-2003	Endius Inc.		
	60	FR 2 701 379 A1	08-19-1994	Destandau		
	61	JP 2000-83960 A2	03-26-2000	Hitachi Ltd.		
	62	JP 2001-149376 A2	06-05-2001	Endius Inc.		
	63	WO 92/21292 A2	12-10-1992	ORIGIN MEDSYSTEMS, INC.		
	64	WO 93/14801 A1	08-05-1993	WILK, Peter, J.		
	65	WO 94/03114 A1	02-17-1994	Redmond et al.		
	66	WO 95/10218 A1	04-20-1995	STANFORD SURGICAL TECHNOLOGIES, INC.		
	67	WO 95/32663 A1	12-07-1995	KIETURAKIS, Maciej, J.		
	68	WO 01/54560 A2	08-02-2001	Endius Inc.		
	69	WO 02/078767 A2	10-10-2002	Endius Inc.		
	70	WO 02/09801 A1	02-07-2002	Endius Inc.		
	71	WO 03/007783 A2	01-30-2003	Endius Inc.		

NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ¹
✓	72	"Arthroscopic Lumbar Intervertebral Fusion" by Kambin, Adult Spine: Principles and Practice, pgs. 2037-2046 (1997)	
	73	Kambin, Parviz, Publisher Unknown, Chapter 9:117-121, Date Unknown "Posterolateral Percutaneous Lumbar Interbody Fusion"	
	74	MicroEndoscopic Discectomy System by Sofamor Danek USA, dated 1996 (Pages 1-33) A manual entitled "MED™"	

Examiner Signature	(✓)	Date Considered	9/17/04
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UK	75	"Posterolateral Percutaneous Lumbar Interbody Fusion", Parviz Kambin, Publisher Unknown, Chapter 77:1055-1066, Date Unknown	
	76	CASPAR, WOLFHARD, M.D., et al. "The Caspar Microsurgical Discectomy and Comparison with a Conventional Standard Lumbar Disc Procedure," Neurosurgery, January 1991, pgs. 78-87, Vol. 28, Number 1, Williams & Wilkins, Baltimore, MD	

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Examiner Signature	(UK)	Date Considered	9/17/06
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.			

T¹ - Place a check mark in this area when an English language Translation is attached.